



FAIR POLITICAL PRACTICES COMMISSION

428 J Street • Suite 620 • Sacramento, CA 95814-2329
(916) 322-5660 • Fax (916) 322-0886

April 15, 2014

Mr. Gary Wysocky

REDACTED

RE: Closure Letter
FPPC No. 13/367, Anybody But Wysocky Committee

Dear Mr. Wysocky:

The Fair Political Practices Commission ("Commission") enforces the provisions of the Political Reform Act (the "Act") found in Government Code Section 81000, and following. On June 6, 2013, the Enforcement Division of the Fair Political Practices Commission received a complaint from you regarding three separate robocalls that went out shortly before the November 6, 2012 election in the City of Santa Rosa. These calls contained express advocacy urging voters not to re-elect Gary Wysocky to the city council. The calls were identified as being paid for by the "Anybody But Wysocky Committee;" however, there are no filings by this committee with either the Secretary of State or City of Santa Rosa. In your complaint you stated that the call originated from (971) 220-1564, the number displayed on the caller ID.

The FPPC has completed its investigation of the facts in this case. We subpoenaed records from several telephone companies and telephone marketing entities, and none of these companies had information on the any subscriber to phone number (971)220-1564 during the relevant time period. The evidence suggests, and telecommunications employees interviewed in connection with this case concurred, that the telephone number was "spoofed." Spoofing causes the telephone network to display a number on the recipient's caller ID display that is not that of the actual originating station. Caller ID spoofing can make a call appear to have come from any phone number the caller wishes; and can readily be accomplished with software or by configuring settings through Voice Over IP providers to display a particular number.

The Commission has completed the investigation of the forgoing allegations and closed this case. The investigation could not establish who was responsible for the robocalls.

Please feel free to contact me with any questions you may have regarding this letter.

Sincerely,

REDACTED

Zachary W. Norton
Commission Counsel
Enforcement Division